

BILL NO. S-70-03-27

SPECIAL ORDINANCE NO. S-456-76

AN ORDINANCE approving Agreement with TRANS AM DEVELOPMENT CORPORATION for construction of Sanitary Sewer Extension in the area of Maysville Road and Lake Forest Extended.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE INDIANA:

SECTION 1. The Sewer Agreement, approved March 17, 1970, between TRANS AM DEVELOPMENT CORPORATION, as Developer, and the CITY OF FORT WAYNE, INDIANA, by and through its Mayor and the Board of Public Works, as City, for the construction of sanitary sewer extension in the area of Maysville Road and Lake Forest Extended as follows:

GRAVITY SEWER (15" diameter) Beginning at a proposed manhole located on the east property line of the "Area of Developer", being the northeast corner of what is commonly known as the Vonderau Farm; thence, northerly 1800± feet to a proposed lift station;

LIFT STATION 2600 GPM complete and in place at terminus of gravity sewer;

FORCE MAIN (20" diameter) Beginning at the proposed lift station; thence, westerly along north line of Ray Goeglein property crossing Maysville Road and continuing along the north line of the Ray Goeglein property a distance of 2600± feet to a manhole located in Lake Forest Addition Extended, said termination manhole being the terminus of Division I, Resolution 221;

the total cost of said sewer to be borne by Developer, all as more particularly set forth in said Agreement, which is on file in the office of the Board of Public Works, and is by reference incorporated herein and made part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. That the Developer, and any owner or owners of land, their successors in title and assigns, which is now or may hereafter be located outside the corporate limits of the City of Fort Wayne, Indiana, who taps into the water main covered in said Agreement, or any extension thereof, shall be deemed to thereby waive his, her, their or its rights to remonstrate against or otherwise object to, interfere with, or oppose any pending or

future annexation to said City of Fort Wayne, Indiana, of such land or territory in which said land is located.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Wm. H. Drake

APPROVED AS TO FORM  
AND LEGALITY,

W. H. Drake  
CITY ATTORNEY

Read the first time in full and on motion by Geake seconded by

Fay and duly adopted, read the second time by title and referred to the (Committee on) city utilities (and to the City Plan

~~Commission for recommendation)~~ (and Public Hearing to be held after due legal notice,

~~at the Council Chambers, City Hall, Fort Wayne, Indiana, on~~

the \_\_\_\_\_ day of \_\_\_\_\_ 196 \_\_\_\_\_, at \_\_\_\_\_ o'clock

~~P.M., E.S.T.~~

Date: 3-24-70 Frank H. Bonahoom  
City Clerk

Read the third time in full and on motion by Geake

seconded by Steigerwald and duly adopted, placed on its passage.

Passed ~~(lost)~~ by the following vote:

AYES 8, NAYS 0, ABSTAINED \_\_\_\_\_, ABSENT 1 to-wit:

Adams	_____	_____	_____	_____
Dunifon	<u>✓</u>	_____	_____	_____
Fay	<u>✓</u>	_____	_____	_____
Geake	<u>✓</u>	_____	_____	_____
Nuckols	<u>✓</u>	_____	_____	_____
Robinson	<u>✓</u>	_____	_____	_____
Rousseau	<u>✓</u>	_____	_____	_____
Steigerwald	<u>✓</u>	_____	_____	_____
Tipton	<u>✓</u>	_____	_____	_____

Date 4-14-70 Frank H. Bonahoom  
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as  
(Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 5-456-70

on the 14th day of april, 196 70.

ATTEST: (SEAL)

Frank H. Bonahoom  
City Clerk

Herbert H. H. H. H.  
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day

of april, 196 70 at the hour of 8:30 o'clock P.M., E.S.T.

Frank H. Bonahoom  
City Clerk

Approved and signed by me this 15th day of april, 196 70,

at the hour of 2:39 o'clock P.M., E.S.T.

Harold S. Zeis  
Mayor

Bill No. S-70-03-27

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance  
approving Agreement with TRANS AM DEVELOPMENT CORPORATION for construction of  
Sanitary Sewer Extension in the area of Maysville Road and Lake Forest Extended,

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do PASS.

WILLIAM K. GEAKE, Chairman

JACK K. DUNIFON, Vice-Chairman

CELIA ANN FAY

JOHN NUCKOLS

EDWIN J. ROUSSEAU

*William K. Geake*  
*Jack K. Dunifon*  
*Celia Ann Fay*  
*John Nuckols*  
*Edwin J. Rousseau*

CONCURRED IN

DATE 4-14-70 FUAD G. BONAHOOM, CITY CLERK